



HARMONIZED SYSTEM
REVIEW SUB-COMMITTEE

-
24th Session
-

NR0170E1
(+ Annex)
O. Fr.

Brussels, 9 July 2001.

PROPOSAL BY CANADA TO AMEND THE NOMENCLATURE

TO CHAPTER 54

(Item III.A.2 on Agenda)

Reference documents :

41.904 (RSC/17)	NR0138E1 (RSC/23)
42.239 (RSC/18)	NC0271E1, paragraphs 30 to 32 (HSC/26)
42.476 (RSC/18)	NC0340E2, Annex E/1, para. 20 (HSC/26 – Report)
42.500, Annex B/2 (RSC/18 – Report)	NS0020E1 (SSC/16)
NS0014E2, Annex A/7 (SSC/15 – Report)	NS0034E2, Annex A/5 (SSC/16 – Report)
NR0114E1 (RSC/22)	NC0365E1, paragraphs 15 to 18 (HSC/27)
NR0133E2, Annex D/4 (RSC/22 – Report)	NC0430E2, Annex F, para. 10 (HSC/27 – Report)
NR0165E2, Annex C/3 (RSC/23 – Report)	

I. BACKGROUND

1. At its 23rd Session the Sub-Committee began its examination of the draft amendments to the Nomenclature to Chapter 54 proposed by Canada and the Secretariat as well as the proposals by the Scientific Sub-Committee set out in the Annex to Doc. NR0138B1.
2. The Sub-Committee decided to maintain the use of the term “polyesters” in the plural in the texts of certain subheadings of heading 54.02 and subheading 5407.10 on the basis of information supplied by the Scientific Sub-Committee.
3. With regard to the other proposed amendments to the Nomenclature to Chapter 54, the Sub-Committee agreed to maintain the texts in square brackets for re-examination at its next session (Doc. NR0165E2, Annex C/3, paragraph 10 – RSC/23 - Report).

II. SECRETARIAT COMMENTS

4. The Secretariat has reproduced the texts referred to in paragraph 3 above in the Annex to this document.

File No. 2712

5. The Secretariat would remind the Sub-Committee that, with regard to Item (b), the text proposed by the Scientific Sub-Committee contains the term “(cupro)” after “cuprammonium rayon” in the interests of precision and alignment on the present Explanatory Notes. A reference is also made to “lyocell” since this term is now accepted as a generic name.
6. As regards the Canadian proposal for the second paragraph, square brackets appear only in the French version. In this regard, the Secretariat would also remind the Sub-Committee of the following comments made by the Secretariat in paragraphs 25 and 26 of Doc. NR0114E1 (RSC/22) :
 - “25. The Secretariat feels that in the French version, the expression “When used in relation to textile materials” is superfluous, since it already appears in the introduction to the Note. However, as Canada points out, the English version uses different terms in the introductory phase (“man-made”) and in the second paragraph (“synthetic” and “artificial”). This addition may therefore be warranted in the English version.
 26. If the Sub-Committee decides to keep this part in the French version, for reasons of alignment, the Secretariat proposes to adopt the same terminology as used in the introductory sentence, that of “Lorsqu’ils s’appliquent aux matières textiles”.”
7. Regarding the Canadian proposal on the third paragraph, the restrictive interpretation of the term “fibres” which limits the scope of the term to filaments and staple fibres, excluding strip and the like of headings 54.04 and 54.05, would appear to reflect the present situation. This interpretation means that articles other than those of heading 56.09 (in particular of Chapters 60 to 63) should not be regarded as articles of synthetic fibres or artificial fibres and should therefore be classified as articles of other textile materials in the subheadings concerned.
8. The Secretariat also points out that the reference to the cross-sectional dimension specified in Note 1 (g) to Section XI and in the texts of headings 54.04 and 54.05 relates solely to monofilaments. It therefore suggests making this clear in Canada’s draft (third paragraph, Option 2).

III. CONCLUSION

9. The Sub-Committee is invited to re-examine the draft amendment to the Nomenclature to Chapter 54 set out in the Annex to this document on the basis of the comments by the Secretariat in paragraphs 5 to 8 above.

* * *